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## INTELLECTUAL PROPERTY LAW

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US Patent and Trademark Office	571-273-6300	Serial No. 09/922,209 Filing Date: 08/03/2001 Inventor: Brothers
FROM	Daniel J. Chalker dchalker@chalkerflores.com	
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Attached for filing please find:

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|---|-----------|
| 1. Request for RCE Transmittal                        | - 1 pg.   |
| 2. Petition for Three (3) Month Extension             | - 1 pg.   |
| 3. PTO Fee Transmittal                                | - 1 pg.   |
| 4. PTO Form 2038                                      | - 1 pg.   |
| 5. Response to Final Office Action of October 4, 2005 | - 26 pgs. |

Thank you,

Daniel J. Chalker, Reg. No. 40,552

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### Request for Continued Examination (RCE) Transmittal

Address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	09/922,209
Filing Date	08/03/2001
First Named Inventor	Brothers
Art Unit	2146
Examiner Name	Tanin M. Hossain
Attorney Docket Number	IMTK:1004RCE

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.**

- Submission required under 37 CFR 1.114.** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ☐ Other \_\_\_\_\_
  - ☒ Enclosed
    - ☒ Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
  - ☐ Information Disclosure Statement (IDS)
  - ☒ Other Request for Extension, Fee Transmittal, Post Card
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.100(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - ☐ Other \_\_\_\_\_
- Fee** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
  - ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_ I have enclosed a duplicate copy of this sheet.
    - ☐ RCE fee required under 37 CFR 1.17(e)
    - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☐ Other \_\_\_\_\_
  - ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature	<i>[Signature]</i>	Date	03/08/06
Name (Print/Type)	Daniel J. Chalker	Registration No.	40,552

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>[Signature]</i>	Date	03/08/06
Name (Print/Type)	Daniel J. Chalker		

This collection of information is required by 37 CFR 1.114. The information is needed to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.11 and 1.12. This collection is estimated to take 13 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FIELD OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing this form, call 1-800-PTO-0122 and select option 2.

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